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CARROLL**  
LLP

TO: Examiner Taofiq A. Solola  
U.S.P.T.O.  
Art Unit 1626

Facsimile: 703.308.7922

FROM: Thomas W. Brown (TWB)  
(Reg, No: 50,002)

Date: November 26, 2003

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MESSAGE:

**\* \* \* FOR FILING \* \* \***

Re: U.S. Patent Appln Serial No.: 09/344,226  
Filed: 06/25/99  
Our File No.: SYNGEN-06069

Please see attachments for filing.

*Patent, Trademark & Copyright Attorneys*

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Facsimile Cover Sheet

**PATENT**  
Attorney Docket No. SYNGEN-06069

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Chiarello, *et al.*  
Serial No.: 09/344,226  
Filed: 06/25/99  
Entitled: **Rhodamine-Based Fluorophores Useful As Labeling Agents**

**AMENDMENT TRANSMITTAL**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. § 1.8(a)(1)(i)(B)	
I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being transmitted by facsimile (703-308-7922) to the Patent and Trademark Office.	
Dated: <u>November 26, 2003</u>	By: <u>Thomas W. Brown</u> Thomas W. Brown

Sir:

Transmitted herewith is a Preliminary Amendment for this application. The fee has been calculated as shown below.

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA		RATE	ADDITIONAL FEE
Total Claims	11	—	23	0	×	18.00	\$0.00
Independent Claims	1	—	3	0	×	86.00	\$0.00

**TOTAL DUE** 0.00

1. No additional fee is required. In the event the U.S.P.T.O. determines that a fee is due, however, please charge any additional fees, including any fees necessary for extensions of time, or credit overpayment to Deposit Account No. 08-1290. An originally executed duplicate of this transmittal is enclosed for this purpose.

Dated: November 26, 2003

Thomas W. Brown

Thomas W. Brown  
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**PATENT**

Attorney Docket No. SYNGEN-06069

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**In re Application of: Chiarello, *et al.*

Serial No.: 09/344,226

Art Unit: 1626

Filed: 06/25/99

Examiner: T. Solola

Entitled: **Rhodamine-Based Fluorophores Useful As Labeling Agents****PRELIMINARY AMENDMENT**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. § 1.8(a)(1)(i)(B)**

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Dated: November 26, 2003By: Thomas W. Brown

Thomas W. Brown

Sir:

Please enter the instant Preliminary Amendment in the prosecution of the patent application captioned above and amend this same application as follows:

**Amendment To The Claims:** begins on page 2 of this paper.

**Remarks:** begin on page 5 of this paper.